



# EXPEDITED RULE MAKING

**CR-105 (June 2004)**  
(Implements RCW 34.05.353)  
**EXPEDITED RULE MAKING ONLY**

**Agency:** Growth Management Hearings Boards (Eastern, Western, and Central Puget Sound)

**Title of rule and other identifying information:** (Describe Subject)

- Chapter 242-02 WAC Practice and Procedures

## NOTICE

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

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**AND RECEIVED BY** no later than 5 pm on September 6, 2010

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

Purpose of these amendments is to permanently amend certain sections of the WAC 242-02 which relate to an Emergency Rule-Making Order published in WSR 10-11-028. These amended sections reflect the consolidation of the three Growth Management Hearings Boards into a single, statewide Growth Management Hearings Board and addresses the creation of regional panels to hear challenges brought before the Board. Amendments are related to internal operations of the Board.

1. Amend sections of WAC 242-02 to reflect a single Growth Management Hearings Board, including number of members.
2. Add a section, pursuant to SHB 6214, to provide parameters for the establishment of regional panels to hear and decide cases.
3. Modifying quorum voting procedures and meeting schedules to reflect new structure and regional panel composition.

**Reasons supporting proposal:** These amendments implement the requirements of SHB 6214, enacted by the Legislature in the 2010 Legislative session, becoming effective on July 1, 2010. With this legislation, the structure of the Growth Management Hearings Board was changed in two regards – (1) consolidation of three boards into a single entity and (2) regional panel structure to hear and decide cases. Part of this reconfiguration is based on budgetary concerns and related to SHB 2935. Amendments are needed to update procedures related to the Board's structure, including the establishment of regional panels, and meetings (regular, annual, and special) of the Growth Management Hearings Board.. (Exempt from CR-101 requirement based on RCW 34.05.310(4)(b), 34.05.310(4)(e), 34.05.310(4)(g)(i); Filed under CR-105 based on RCW 34.05.353(1)(a) and 34.05.353(1)(d)).

**Statutory authority for adoption:** RCW 36.70.270(7)

**Statute being implemented:** RCW 36.70A

**Is rule necessary because of a:**

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

If yes, CITATION:

**DATE**

July 8, 2010

**NAME (TYPE OR PRINT)**

James J. McNamara

**SIGNATURE**

**TITLE**

Chair, Rules Committee – Growth Management Hearings Boards

## CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE:** July 08, 2010

**TIME:** 10:29 AM

**WSR 10-15-012**

**Name of proponent:** (person or organization)  
Growth Management Hearings Board

- ☐ Private
- ☐ Public
- ☒ Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Julie Ainsworth-Taylor	PO Box 40953, Olympia, WA 98504-0953	425-441-8250
Implementation....same as drafting		(    )
Enforcement..... same as drafting		(    )

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**  
No comments

